

AUG 15 2007

PATENT
Serial No. 10/757,796
Atty. Docket No. 035372-003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Jon C. Taenzer et al. CONFIRMATION NO.: 5451
SERIAL NO.: 10/757,796
FILING DATE: 01/13/2004
TITLE: EARSET ASSEMBLY
EXAMINER: Ni, Suhan
ART UNIT: 2615

Certificate of Transmission Under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office on the date printed below:

Date: 08/15/2007

Signature:


Julie Arango

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED ON EVIDENCE
THAT A REPLY WAS TIMELY FILED

Sir:

Applicants hereby respectfully petition for withdrawal of a holding of abandonment in the above-captioned case. A timely reply to the first Office Action of January 3, 2007, along with a petition for a 3 month extension of time, were deposited with the U.S. Postal Service on July 3, 2007. Attached to the reply was a Certificate of Mailing pursuant to 37 CFR 1.8. All required fees were paid by credit card. A postcard itemizing the reply, extension of time petition, and Certificate of Mailing was also mailed with the reply, and was stamped by the Patent Office with the date of July 10, 2007, and returned to applicants.

In support of the above, enclosed herewith are copies of:

- Reply (with Certificate of Mailing)
- Transmittal (with Certificate of Mailing)

SV #305755 v1

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- Petition for three-month extension of time
- Stamped postcard itemizing the Reply, Transmittal, Certificate of Mailing, and Petition for extension of time
- Credit Card Payment Form

Early and favorable consideration is earnestly solicited.

Please charge any additional required fees or credit any overpayment not otherwise credited, to our deposit account no. 50-1698.

Respectfully submitted,
THELEN REID BROWN RAYSMAN & STEINER LLP

Dated: 08/15/2007



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